

Introduced by Senator Blakeslee

February 18, 2011

An act to amend Section 22100 of the Financial Code, relating to finance lenders.

LEGISLATIVE COUNSEL'S DIGEST

SB 839, as introduced, Blakeslee. Finance lenders and brokers.

Existing law, the California Finance Lenders Law, prohibits a finance lender or broker from making or brokering a residential mortgage loan unless the loan is offered by, negotiated by, or applied for through a licensed mortgage loan originator.

This bill would make a nonsubstantive change to these provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 22100 of the Financial Code is amended
2 to read:
3 22100. (a) No person shall engage in the business of a finance
4 lender or broker without obtaining a license from the commissioner.
5 (b) Every licensee engaging in the business of making or
6 brokering residential mortgage loans shall require that every
7 mortgage loan originator employed or compensated by that licensee
8 obtains and maintains a mortgage loan originator license from the
9 commissioner under this division or Division 20 (commencing
10 with Section 50000), or has first obtained a license endorsement
11 from the Commissioner of Real Estate pursuant to Article 2.1

1 (commencing with Section 10166.01) of Chapter 3 of Part 1 of
2 Division 4 of the Business and Professions Code.

3 (c) A finance lender or broker shall not employ a mortgage loan
4 originator whose license or license endorsement has lapsed.

5 (d) A finance lender or broker ~~may~~ *shall* not make or broker a
6 residential mortgage loan unless that loan is offered by, negotiated
7 by, or applied for through a licensed mortgage loan originator.

8 (e) Every licensee engaged in the business of making or
9 brokering residential mortgage loans and every mortgage loan
10 originator licensed under this division shall register with and
11 maintain a valid unique identifier issued by the Nationwide
12 Mortgage Licensing System and Registry.